

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF GEORGIA
DUBLIN DIVISION

FILED
U.S. DISTRICT COURT
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JIMMY GRIFFIN,)
)
 Petitioner,)
)
 v.) CV 305-083
)
 TIMOTHY C. WARD, et al.,)
)
 Respondents.)

ORDER

Before the Court is Petitioner's claim for relief under Section 1983. The Court notes that, if true, the Plaintiff's claim of denial of bathroom privileges should have been given more appropriate attention by the prison officials.

However, after a careful, *de novo* review of the file, the Court concurs with the Magistrate Judge's Report and Recommendation to which no objections have been filed. Accordingly, this case is **DISMISSED** without prejudice for Plaintiff's failure to state a claim upon which relief may be granted.

SO ORDERED this 20th day of January, 2006.

[Signature]

JOHN F. NANGLE, JUDGE
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA